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6 **UNITED STATES DISTRICT COURT**
7 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

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IN RE: BEXTRA AND CELEBREX
10 MARKETING AND SALES PRACTICES
11 AND PRODUCT LIABILITY LITIGATION
12

MDL Docket No. 1699

Judge Charles R. Breyer

13 This document relates to:

14 **WINSTON O. and MARJORIE**
15 **JENNISON,**

CASE NO. 06CV6945

16 **Plaintiffs,**

17 **v.**

18 **PFIZER, INC.,**

19 **Defendant.**
20

21 **STIPULATION AND ORDER OF DISMISSAL WITHOUT PREJUDICE**

22 **IT IS HEREBY STIPULATED AND AGREED** by and between counsels for the
23 Plaintiffs and counsel for the Defendant that the Complaint of Plaintiffs, Winston O. and
24 Marjorie Jennison, is hereby dismissed without prejudice:

- 25
- 26 1. Plaintiffs are Winston O. and Marjorie Jennison; Defendant is Pfizer, Inc.;
 - 27 2. On November 7, 2006, Plaintiffs sued Defendant;
 - 28 3. Plaintiffs move to dismiss their claims against Defendant;

1 4. Defendant has not answered these claims;

2 5. This case is not a class action;

3 6. A receiver has not been appointed to this action;

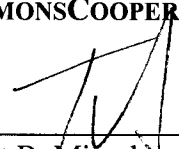
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5 7. Plaintiffs have not dismissed an action based on or including the same claims as
6 those present in this suit.

7 8. Should Plaintiffs or a representative of Plaintiffs attempt to refile their claims
8 against Defendant, they shall do so only by filing in Federal Court.

9 Respectfully submitted:

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11 Dated: January 3, 2007

SIMMONSCOOPER LLC



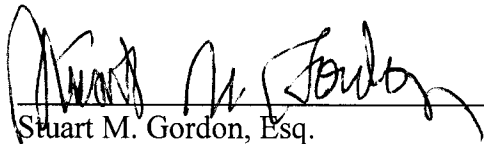
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17 -and-

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GORDON & REES

Dated: 1.9, 2007


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Defendant's Liaison Counsel

**PURSUANT TO STIPULATION, IT IS SO ORDERED THAT PLAINTIFF'S CLAIMS
ARE DISMISSED.**

Dated: Jan.12, 2007

THE HONORABLE CHANCELLER
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

